IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 20TH MARCH 2007 / 29TH PHALGUNA 1928

Bail Appl..No. 907 of 2007(R)

CRIME NO.15/2007 OF MAVELIKKARA EXCISE RANGE

PETITIONER/ACCUSED

RADHIKA, AGED 33,
D/O.THANKAMANI, UDAYABHAVANAM,
KADUVINAL MURI, VALLIKUNNAM VILLAGE,
MAVELIKKARA TALUK.
(WRITTEN AS SURAJ BHAVANAM, KADUVINAL MURI,
VALLIKUNNAM VILLAGE, IN THE F.I.R.)

BY ADV. SRI.K.SASIKUMAR
SRI.S.ARAVIND
SRI.S.SREEDUTT

RESPONDENTS: RESPONDENT

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 907/2007

Dated this 20th day of March, 2007

O R D E R

The petitioner, a lady, who is the accused in C.R.No.15/2007 of Mavelikara Excise Range for an offence punishable under Section 55(g) of the Abkari Act for allegedly having been found in possession of 60 litres of wash on 18.1.2007, seeks anticipatory bail.

2. According to the petitioner, she had been falsely implicated in the case at the instance of her husband, who is not on the cordial terms with the petitioner.

3. Having regard to the fact that the recovery of the contraband liquid was from the Suraj Bhavanam bearing Building No.8/324, which stands registered in the name of Sureshkumar, the husband of the petitioner, and the petitioner is primafacie found to be residing in Udaya Bhavanam bearing Building No.7/57 and was named also in the ration card in respect of that house, I am inclined to grant anticipatory bail to the petitioner.

4. Accordingly, a direction is issued to the Investigating Officer namely Excise Inspector, Mavelikara, to release the petitioner on bail for a period of one month in the event of her arrest in connection with the above case on her executing a

bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the Investigating officer and subject to the following conditions:-

1. The petitioner shall make herself available for interrogation as and when required by the Investigating Officer.

2. The petitioner shall not influence or intimidate the prosecution witnesses nor shall she attempt to tamper with the evidence of the prosecution.

3. Petitioner shall not commit any offence while on bail.

4. The petitioner shall surrender before the concerned Magistrate within the above period of one month and seek regular bail.

5. If the petitioner commits breach of any of the above conditions, the bail granted to her shall be liable to be cancelled.

The application is disposed of as above.

V.RAMKUMAR,
JUDGE

mrcs